

## UNITED STATES PATENT AND TRADEMARK OFFICE





UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231 www.uspto.gov

APPLICATION NO.	FI	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/837,039	09/837,039 04/18/2001		William Whitehead	85939.000189	9206
23387	7590	04/25/2002			
Stephen B. Salai, Esq.				EXAMINER	
Harter, Secrest & Emery LLP 1600 Bausch & Lomb Place Rochester, NY 14604-2711			STRIMBU, GREGORY J		
				ART UNIT	PAPER NUMBER
			•	3634	10
			DATE MAILED: 04/25/2002		

Please find below and/or attached an Office communication concerning this application or proceeding.

Page 2

Application/Control Number: 09/837,039

Art Unit: 3634

## Response to Amendment

The replies filed on January 25, 2002 and February 20, 2002 are not fully responsive to the prior Office Action because the applicant has failed to include a listing of which new claims are readable on the elected species and because the applicant has failed to affirm the oral election made on October 26, 2001. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory J. Strimbu whose telephone number is 703-305-3979. The examiner can normally be reached on Monday through Friday 8:00 to 4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel P. Stodola can be reached on 703-308-2686. The fax phone numbers for the organization where this application or proceeding is assigned are 703-305-3597 for regular communications and 703-305-3597 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-2168.

Gregory J. Strimbu

Primary Examiner

Art Unit 3634 April 24, 2002